

Remarks

Upon entry of the foregoing amendment, claims 6-19 are pending in the application, with claims 6, 10 and 14 being the independent claims. New claims 10-19 are sought to be added. These new claims are fully supported by the specification and, as such, do not introduce new matter. In particular, the claims have support in the specification as follows:

New claim(s) to be added	Support in specification
10	Paragraphs 0005 and 0006 describe the compounds of Formulae I and II; paragraph 0021 describes solutions, in other words, mixtures; and paragraphs 0007 and 0030 describe a synergistic effect.
11 and 12	Paragraphs 0013 and 0014 describe the claimed ratios of the compounds of Formulae I and II.
13	Paragraphs 0021 and 0022 describe liquid and solid solvents/carriers.
14	Paragraphs 0017, 0019 and 0020 describe the areas where the compound combination are preferably applied; and paragraph 0015 describes the phytopathogenic fungi to be controlled.
15, 16, 17, 18 and 19	Paragraph 0029 describes the application rates on specific areas.

Applicants bring to the Examiner's attention that the claims added by amendment herein correspond substantially to certain claims of United States Patent Application No. 10/505,440, which is the U.S. national phase of PCT/EP03/01929, internationally filed February 26, 2003, entitled "Fungicidal Mixtures Based on Prothioconazole and a Strobilurin Derivative" by Ammerman *et al.* The claims newly presented herein correspond to claims in United States Patent Application No. 10/505,440 as follows:

Claim in U.S. 10/505,440	Claim in present application
2	10
7	11, 12
8	14
11	13
12	15, 16, 17, 18 and 19

Wachendorff-Neumann *et al.*
Appl. No. 10/518,742

Conclusion

Applicants request that the Examiner enter the claims presented herein and consider the above-made remarks in connection with the captioned application.

Respectfully submitted,

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